



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/527,771
Applicant: Claerebout *et al.*
Confirmation No.: 5406
U.S.C. 371 Filing Date: March 11, 2005
International File Date: September 11, 2003
Group Art Unit: 1645
Examiner: Gangle, B.
For: Ostertagia Vaccine
Attorney Docket: I-2002.015 US

January 27, 2006

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313

Sir/Madam:

In reply to the Restriction Requirement issued December 29, 2005 (herein, "Restriction Requirement"), Applicants elect Group II (claims 34-36, 40 and 44). This election is made with traverse. Further to 37 C.F.R. § 1.143, Applicants respectfully request that the Examiner consider the following remarks and reconsider and withdraw the Restriction Requirement.

Legal Standard for Determination of Claims Having Unity of Invention

Because the captioned matter is a national stage application filed under 35 U.S.C. § 371, all claims possessing unity of invention must be examined together: "An international and a national stage application shall relate to one invention only or to a group of inventions so linked as to form a single general inventive concept ("requirement of unity of invention")." 37 C.F.R. § 1.475(a) (see also M.P.E.P. 8th ed., rev. 4, §